

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 760 - HB 1138

March 17, 2014

SUMMARY OF ORIGINAL BILL: Requires anyone dealing in antique, used, or scrap jewelry and precious metals to collect the physical address of a seller, in addition to other personal information, and place such information in the log required under Tenn. Code Ann. § 38-1-203.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (013428): Sections 1 and 2 of this bill as amended requires the Board of Barber Examiners and Board of Cosmetology, respectively, to issue an authorization as post-secondary institutions to any barber school, college of barbering, or school of cosmetology if such school or college meets certain requirements. Failure of any such school or college to adhere to such requirements will invalidate the authorization for teaching as a postsecondary institution. Provisions of Sections 1 and 2 shall take effect upon becoming law and expire and be of no force and effect after June 30, 2014.

Section 3 requires the Board of Cosmetology and Barber Examiners to issue an authorization as a post-secondary institution to any school of cosmetology which meets certain requirements. Failure of any such school to adhere to such requirements will invalidate the authorization for teaching as a postsecondary institution. Specifies that any person claiming damage or loss as a result of any act or practice of a school of cosmetology may file with the Board of Cosmetology and Barber Examiners a verified complaint against the school or against its agent, or both. Section 3 shall take effect July 1, 2014 and expire and be of no force and effect after June 30, 2015.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Provisions of the bill as amended apply to the Board of Cosmetology and Barber Examiners which is only applicable if HB 1730/SB 1893 becomes law which merges the Board of Barber Examiners and Board of Cosmetology.

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- According to the Department of Commerce and Insurance, any additional work required related to post-secondary authorization requirements will have no significant fiscal impact on the operations of either the Board of Barber Examiners or Board of Cosmetology.
- Pursuant to Tenn. Code Ann. § 4-29-121, all regulatory boards are required to be self-supporting over a two-year period. The Board of Barber Examiners had closing balances of \$37,457 in FY11-12, \$36,294 in FY12-13, and a closing reserve deficit of \$83,038 on June 30, 2013. The Board of Cosmetology had closing balances of \$184,436 in FY11-12, \$179,171 in FY12-13, and a closing reserve balance of \$810,655 on June 30, 2013.

IMPACT TO COMMERCE WITH PROPOSED AMENDMENT:

NOT SIGNIFICANT

Assumption for the bill as amended:

- This will have no significant fiscal impact on commerce or jobs in this state.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



Lucian D. Geise, Executive Director

/jdb